

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,	:	14-CR-00476 (ILG)
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	:	
-against-	:	United States Courthouse
	:	Brooklyn, New York
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	:	
ROBERT BANDFIELD,	:	Thursday, December 4, 2014
	:	10:00 a.m.
Defendant.	:	
	:	
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TRANSCRIPT OF CRIMINAL CAUSE FOR STATUS CONFERENCE
BEFORE THE HONORABLE I. LEO GLASSER
SENIOR UNITED STATES DISTRICT JUDGE

A P P E A R A N C E S:

For the Government: LORETTA E. LYNCH, ESQ.
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Eastern District of New York
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Brooklyn, New York 11201
BY: JACQUELYN M. KASULIS, ESQ.
WINSTON M. PAES, ESQ.
Assistant United States Attorneys

For the Defendant: FEDERAL DEFENDERS OF NEW YORK
One Pierrepont Plaza, 16th Floor
Brooklyn, New York 11201
BY: MICHELLE A. GELERNT, ESQ.

Court Reporter: SHERRY J. BRYANT, RMR, CRR
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Proceedings recorded by mechanical stenography, transcript
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PROCEEDINGS

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1 (In open court.)

2 (Defendant enters courtroom.)

3 COURTROOM DEPUTY: Criminal cause for status
4 conference, United States versus Robert Bandfield.

5 Counsel, please state your appearances for the
6 record.

7 MS. KASULIS: Jacquelyn Kasulis and Winston Paes for
8 the United States. Good morning, Your Honor.

9 MR. PAES: Good morning, Your Honor.

10 MS. GELERNT: Good morning, Your Honor, Federal
11 Defenders by Michelle Gelernt, G-e-l-e-r-n-t, for
12 Mr. Bandfield.

13 Your Honor, the government provided additional
14 discovery this morning in court. And what we had contemplated
15 was asking the Court for a 60-day order of excludable delay to
16 give counsel time to review the discovery and engage in plea
17 negotiations.

18 I've also been informed by an attorney who has been
19 consulting with Mr. Bandfield that it's possible private
20 counsel will be stepping in or prepared to file a notice
21 sometime shortly after the new year.

22 In either case, I believe it's acceptable to adjourn
23 the case, if it's acceptable to the Court, for a 60-day period
24 to continue to engage in plea negotiations and review the
25 discovery. And it's my understanding there is considerable

PROCEEDINGS

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1 additional discovery that's yet to be disclosed.

2 MS. KASULIS: That is all correct, Your Honor. We
3 did provide additional discovery to Mr. Bandfield this
4 morning. There is additional discovery, including wiretaps,
5 evidence along those lines, that we intend to produce on a
6 rolling basis.

7 We have been in plea negotiations. Obviously, if
8 there is new counsel that needs to be substituted in, we will,
9 of course, continue those discussions with new counsel.

10 We are in agreement that a 60-day adjournment would
11 allow us to continue the plea negotiations and allow the
12 defense to have an opportunity to continue to review the
13 discovery in this case.

14 THE COURT: Do you have a date?

15 COURTROOM DEPUTY: February 4th at 10 a.m.

16 MS. KASULIS: That works for the government, Your
17 Honor.

18 MS. GELERT: That's fine, Your Honor. I would just
19 ask if the marshals could bring Mr. Bandfield directly to a
20 room.

21 THE COURT: We'll adjourn this until February 4th at
22 10 a.m. I'll exclude the intervening time. Given the
23 observations which were made by counsel, it would appear that
24 this is a complex case.

25 MS. KASULIS: Yes, Your Honor.

PROCEEDINGS

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1 THE COURT: And so I'll exclude the time pursuant to
2 3161, whatever the subdivision of that statute is for complex
3 cases, between now and February 4th.

4 If there's nothing further, thank you very much.

5 MS. GELERNT: Thank you, Your Honor.

6 MS. KASULIS: Thank you, Your Honor.

7 MR. PAES: Thank you, Judge.

8 (Whereupon, the proceedings were adjourned at 10:07
9 a.m.)

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1 I certify that the foregoing is a correct
2 transcript from the record of proceedings in the
3 above-entitled matter.

4
5 /s/ Sherry Bryant
6 Sherry Bryant, RMR, CRR
7 Official Court Reporter
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SHERRY BRYANT, RMR, CRR